THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.12164 of 1996

Dated:28.11.2006

Between
P.Damoder

.....Petitioner

and

1.The Dist Cooperative Officer,
Karimnagar, Karimnagar
District and others.

...Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.12164 of 1996

ORDER:

This writ petition is filed seeking a writ of Certiorari to call for the records relating to the impugned proceedings dated 15.12.1993 on the file of the 3rd respondent and quash the same as arbitrary and illegal.

Under the impugned proceedings dated 15.12.1993, the petitioner was placed under suspension. The writ petition is filed in the year 1996. No stay was granted insofar as suspension of the petitioner from service is concerned. However, on 26.6.1996, this Court directed the 3rd respondent to pay subsistence allowance with effect from 15.12.1993 up-to-date forthwith.

A detailed counter affidavit has been filed by

the 1st and 2nd respondents, wherein it is stated that it is a fact that the petitioner has not been paid any subsistence allowance by the 3rd respondent despite issue of letter dated 9.5.1996 by the District Cooperative Officer, Karimnagar and letter dated 24.5.1996 by the Divisional Cooperative Officer, Karimnagar. However, the 3rd respondent has paid the subsistence allowance from 16.12.1993 to 29.5.1996 and also 15 working days salary from 1.12.1993 to 15.12.1993 on 11.1.1997. The 3rd respondent society through Managing Committee resolution dated 29.5.1996 has resolved to dismiss the petitioner from service and to initiate civil and criminal action against him for having misappropriated the funds of the society.

It seems that the petitioner is no more in the services of the Society.

Therefore, the cause in the writ petition does not survive for adjudication as of now and the writ petition has become infructuous.

Writ petiton is dismissed as infructuous. No costs.

28-11-2006

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